

#4

Legal Division
Patents & TrademarksAbbott Laboratories
100 Abbott Park Road
Abbott Park, IL 60064-6050Telephone: (847) 938-3490
Facsimile: (847) 938-2623FACSIMILE COVER LETTER

DATE: October 23, 2002

TOTAL NUMBER OF PAGES (INCLUDING COVER SHEET): 13

TO: Nancy Johnson, Office of Petitions

COMPANY: United States Patent and Trademark Office

FAX NUMBER: (703) 308-6916

Michael J. Ward
Abbott Laboratories
Patents and Trademarks Department
D-377, AP6A-1RE: U. S. Patent Application No. 09/559,881
Our Ref: 6494.US.02

FAX RECEIVED

OCT 23 2002

PETITIONS OFFICE

MESSAGE:

Enclosed herewith for the patent application identified above are the following:

1. Petition for Withdrawal of Abandonment;
2. Statement Attesting to Mailing of PTO Correspondence;
3. Copy of Notice of Abandonment dated August 30, 2002;
4. Copy of Response to Notice to File Missing Parts mailed September 19, 2002;
and
5. Copy of date stamped return receipt postcard of September 25, 2002.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL TANYA @ (847) 935-7574

THIS TRANSMISSION IS INTENDED ONLY FOR THE INDIVIDUAL(S) TO WHOM IT IS ADDRESSED. It may contain confidential information, attorney work product, or other privileged material. If you are not the intended recipient, or an employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this transmission is strictly prohibited. If you have received this transmission in error, please notify us immediately by telephone at (847) 935-7574 and return the transmission to us at the address listed above.

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Practitioner's Docket No. 6494.US.02

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael R. Schrimpf, Kevin B. Sippy, Jerome F. Daanen, Keith B. Ryther, and
Jianguo Ji

Application No.: 09/559,881

Group No.: 1613

Filed: April 26, 2000

Examiner:

For: HETEROCYCLIC SUBSTITUTED AMINOAZACYCLES USEFUL AS CENTRAL NERVOUS
SYSTEM AGENTS

Commissioner for Patents
Washington, D.C. 20231

INFORMATION FOR WITHDRAWAL OF ABANDONMENT—
PTO HAS NO EVIDENCE THAT MAILED CORRESPONDENCE RECEIVED

REQUEST

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1. Applicant requests that the abandonment in this case be withdrawn.

OCT 23 2002

PROMPTNESS OF THIS SUBMISSION

PATENT OFFICE

This information is being submitted promptly after applicant has learned of the abandonment on the
basis of the Notice of Abandonment mailed by the PTO on August 30, 2002.

SUBMISSION

2. Submitted herewith is:

A copy of the page of the response mailed on September 19, 2000, showing a Certificate of
Mailing executed on September 19, 2000.

A copy of the post card identifying the papers filed and showing the U.S. PTO receipt stamp
dated September 25, 2000.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient
postage as first class mail, in an envelope addressed to the
Commissioner for Patents and Trademarks, Washington, D.C.
20231.

FACSIMILE

☐ transmitted by facsimile to the
Patent and Trademark Office, (703) 308 -6916

Signature

Michael J. Ward

(type or print name of person certifying)

Date: _____

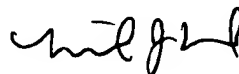
A copy of the complete response previously filed.

STATEMENT

3. Attached hereto is a statement attesting to the timely transmission of the correspondence referred to above based on a showing believed to be satisfactory to the Commissioner.
4. Please proceed with further examination of this application on the basis of the attached copy of the papers originally filed.

REQUEST FOR WITHDRAWAL OF ABANDONMENT

5. Acknowledgment of the active status of this application is respectfully requested.



Michael J. Ward
Abbott Laboratories
D-377, AP6A-1
100 Abbott Park Road
Abbott Park, IL 60064-6008

Practitioner's Docket No. 6494.US.02**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Michael R. Schrimpf, K vin B. Sippy, Jerome F. Daanen, Keith B. Ryther, and
Jianguo Ji

Application No.: 09/559,881

Group No.: 1613

Filed: 04/26/2000

Examiner:

For: HETEROCYCLIC SUBSTITUTED AMINOAZACYCLES USEFUL AS CENTRAL NERVOUS
SYSTEM AGENTS

Commissioner for Patents
Washington, D.C. 20231


**STATEMENT ATTESTING TO MAILING OF P.T.O. CORRESPONDENCE
UNDER 37 C.F.R. § 1.8(a)**

I state that on Sep. 19, 2000, Lawrence S. Pope, an attorney of record for the instant application, mailed the original of the attached copy of correspondence and Certificate of Mailing by first class mail, with sufficient postage, in an envelope addressed to the "Commissioner for Patents, Washington, D.C. 20231."

Also attached is a copy of the return post card with respect to the correspondence.

Date: 10/23/02

Michael J. Ward


Signature of person making this statement

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PATENT OFFICE



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/559,881	04/26/2000	Kevin B. Sippy	6494.US.O2

23492
ABBOTT LABORATORIES
DEPT. 377 - AP6D-2
100 ABBOTT PARK ROAD
ABBOTT PARK, IL 60064-6050

CONFIRMATION NO. 1781

ABANDONMENT/TERMINATION
LETTER

OC00000008713559

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EASTON'S OFFICE

Date Mailed: 08/30/2002

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 07/20/2000.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: M. R. Schrimpf, et al.

Serial No.: 09/559,881

Filed: April 26, 2000

For: HETEROCYCLIC SUBSTITUTED
AMINOAZACYCLES USEFUL AS
CENTRAL NERVOUS SYSTEM
AGENTS

Case No.: 6494.US.02

Group Art Unit: 1613

Examiner: Not yet assigned

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231, on:

Date of Deposit: September 19, 2000

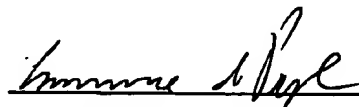

Jeremy E. Rizzotto

Date

RESPONSE TO NOTICE TO FILE
MISSING PARTS - FILING DATE GRANTEDAssistant Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application dated July 20, 2000, in the patent application identified above, applicant submits herewith an executed Declaration and Power of Attorney. The Commissioner is hereby authorized to charge the required surcharge of \$130.00 to Deposit Account No. 01-0025. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
M. R. Schrimpf, et al.ABBOTT LABORATORIES
D-0377/AP6D-2
100 Abbott Park Road
Abbott Park, IL 60064-6050
Phone: (847) 938-7797
Facsimile: (847) 938-2623
Lawrence S. Pope
Registration No. 26,791
Attorney for Applicants

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PATENT OFFICE

OCT 23. 2002 10:59AM

ABBOTT LABS

NO. 9338

P. 13

4.US.O2

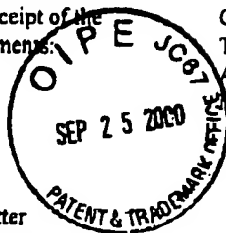
PPD

LSP/jer

19/00

Patent Office Mail Room: Will
you please affix the Patent Office
Stamp and return this card to
acknowledge receipt of the
following documents:

Applicants: M. R. Schrimpf, et al.
Serial No.: 09/559,881
Filing Date: April 26, 2000
Group Art Unit: 1613
Title: HETEROCYCLIC SUBSTITUTED
AMINOAZACYCLES USEFUL AS CENTRAL
NERVOUS SYSTEM AGENTS



OCT 23 2002

1. Transmittal Letter
2. Executed Declaration and Power of Attorney (in duplicate)
3. Response to Notice to File Missing Parts - Filing Date Granted (in duplicate)
4. Copy of Notice to File Missing Parts of Application
5. Return Receipt Postcard

All mailed to the Patent and Trademark Office by First Class Mail on September 19, 2000.

703 308 6916

*** RX REPORT ***

RECEPTION OK

TX/RX NO	8546
CONNECTION TEL	847 938 9702
CONNECTION ID	
START TIME	10/23(WE)10:58
USAGE TIME	10'15"
PGS.	13
RESULT	OK

FORMALITIES LETTER

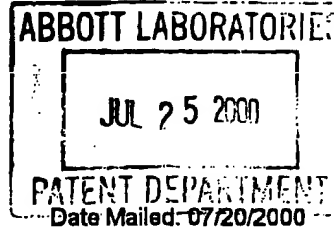


OC000000005255285

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/559,881	04/26/2000	Kevin B. Sippy	6494.US.O2

Steven F. Weinstock
D-377/AP6D
Abbott Laboratories
100 Abbott Park Road
Abbott Park, IL 60064-8050



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

[Signature]
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Missing Parts Due

CALENDARED FOR	9-20-00
BY	7-27-00 LSP
CANCEL CALENDAR ENTRY	
FOR	ATTY
CANCELLED	

7/19/00 6:51 PM